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LEGAL REGIME GOVERNING THE CONDUCT OF MSR IN THE AREA |

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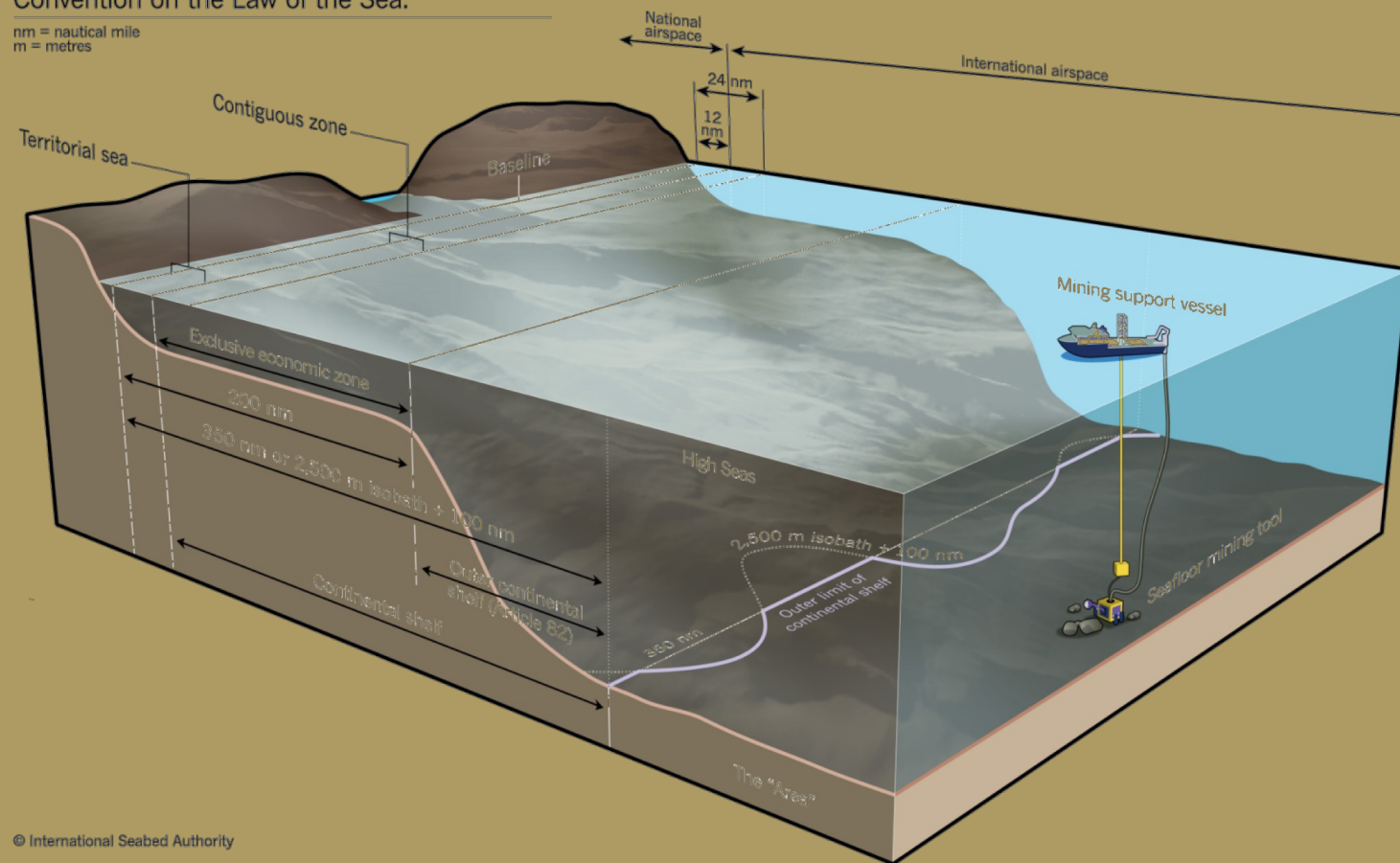


ASEAN & BIMSTEC Workshop on Deep Seabed Resources and the Blue Economy/ 9-10 September 2019 – Nay Pyi Taw, Myanmar

THE AREA

Maritime space under the 1982 United Nations Convention on the Law of the Sea.

nm = nautical mile
m = metres



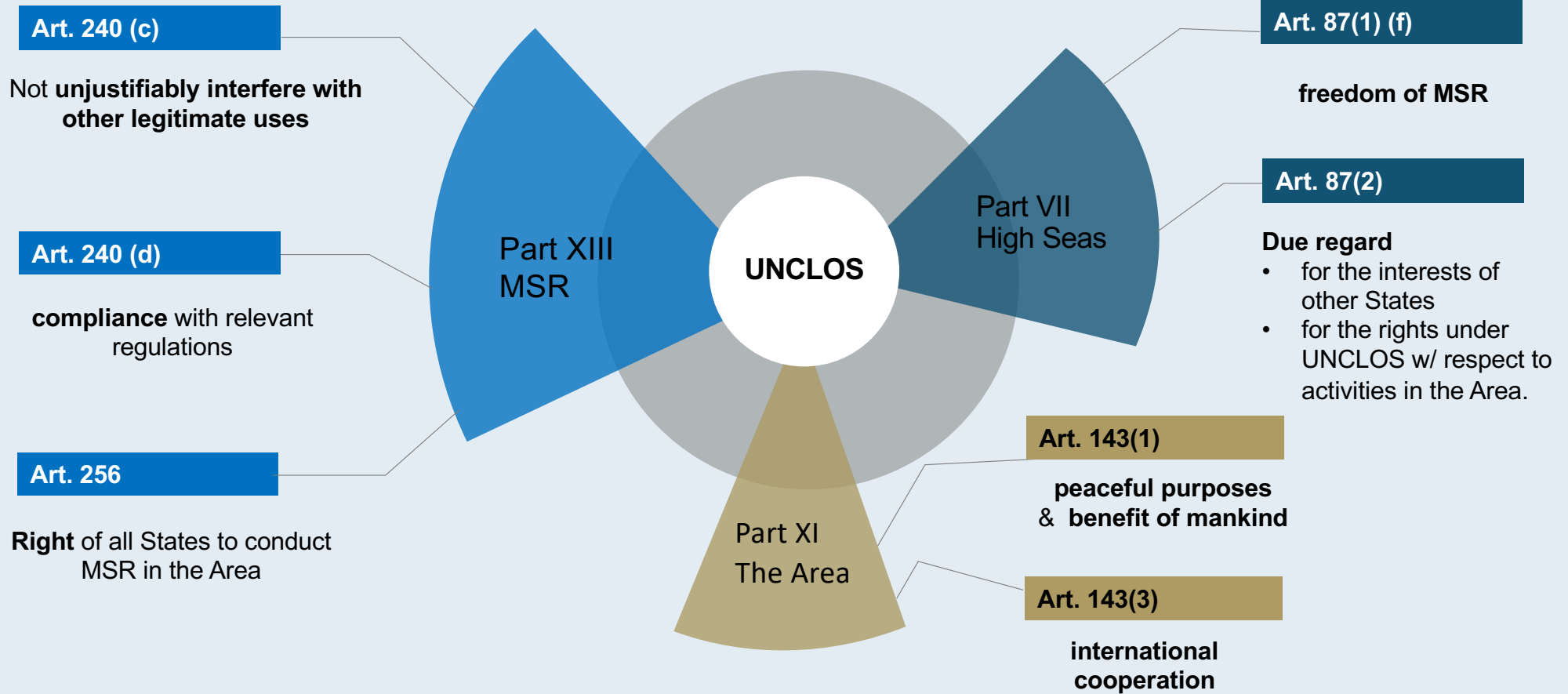
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OVERVIEW OF THE LEGAL REGIME APPLICABLE TO MSR







APPLICABLE RULES FOR MSR IN THE AREA



Responsibility to ensure compliance & liability for damage

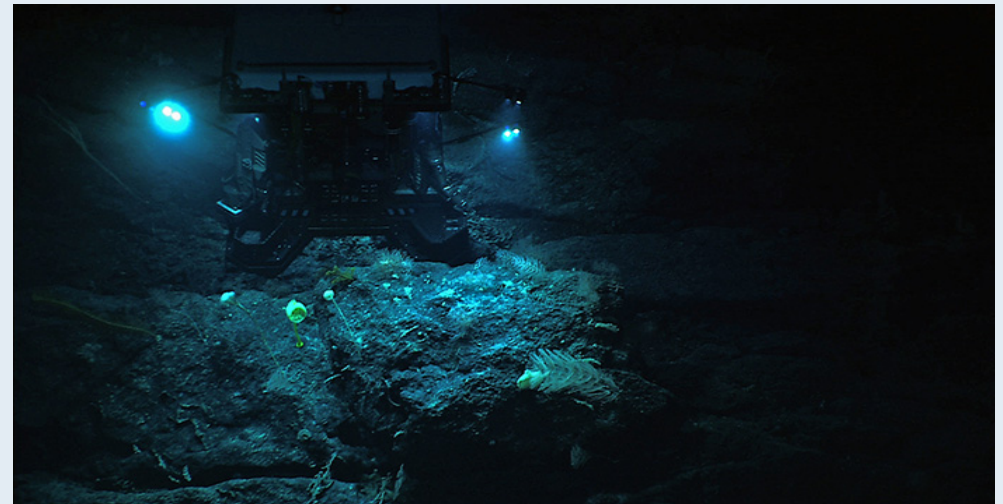
Art.139

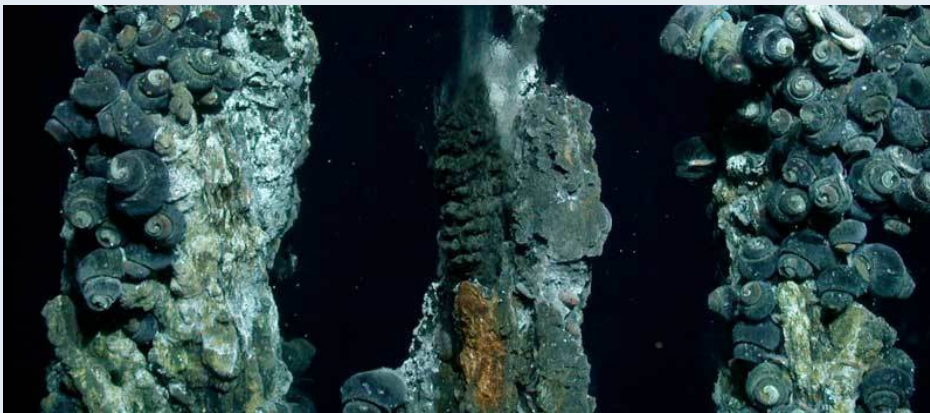


Parties responsible to ensure that activities in the Area are carried out in **conformity** with UNCLOS



Liability of a State Party for damage caused by a failure to carry out its responsibilities



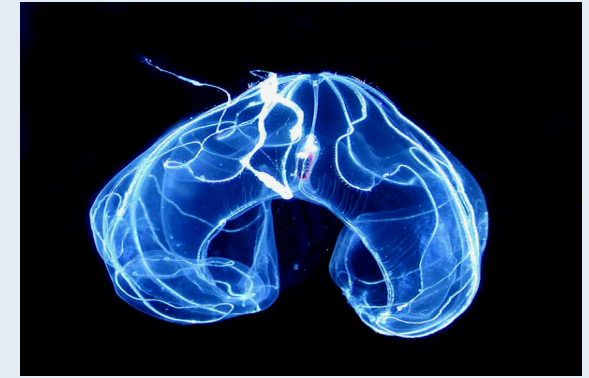
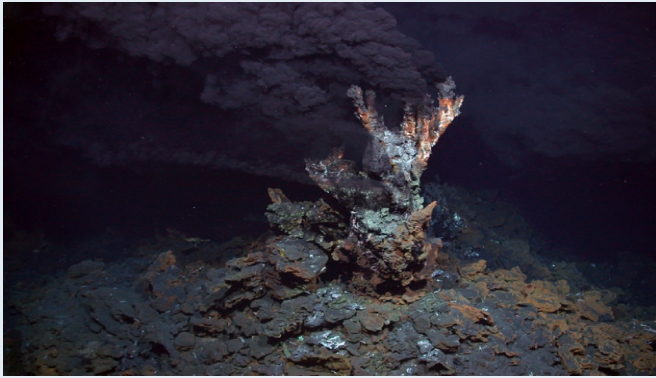


Protection of the marine environment

Art.145

Necessary measures to be taken to ensure **effective protection** for the marine environment

ISA responsible for adopting appropriate **rules, regulations & procedures**



Accommodation of activities in the Area and in the marine environment

Art.147



“reasonable regard” for other activities in the marine environment



reciprocal provision
 (“reasonable regard” for activities in the Area)



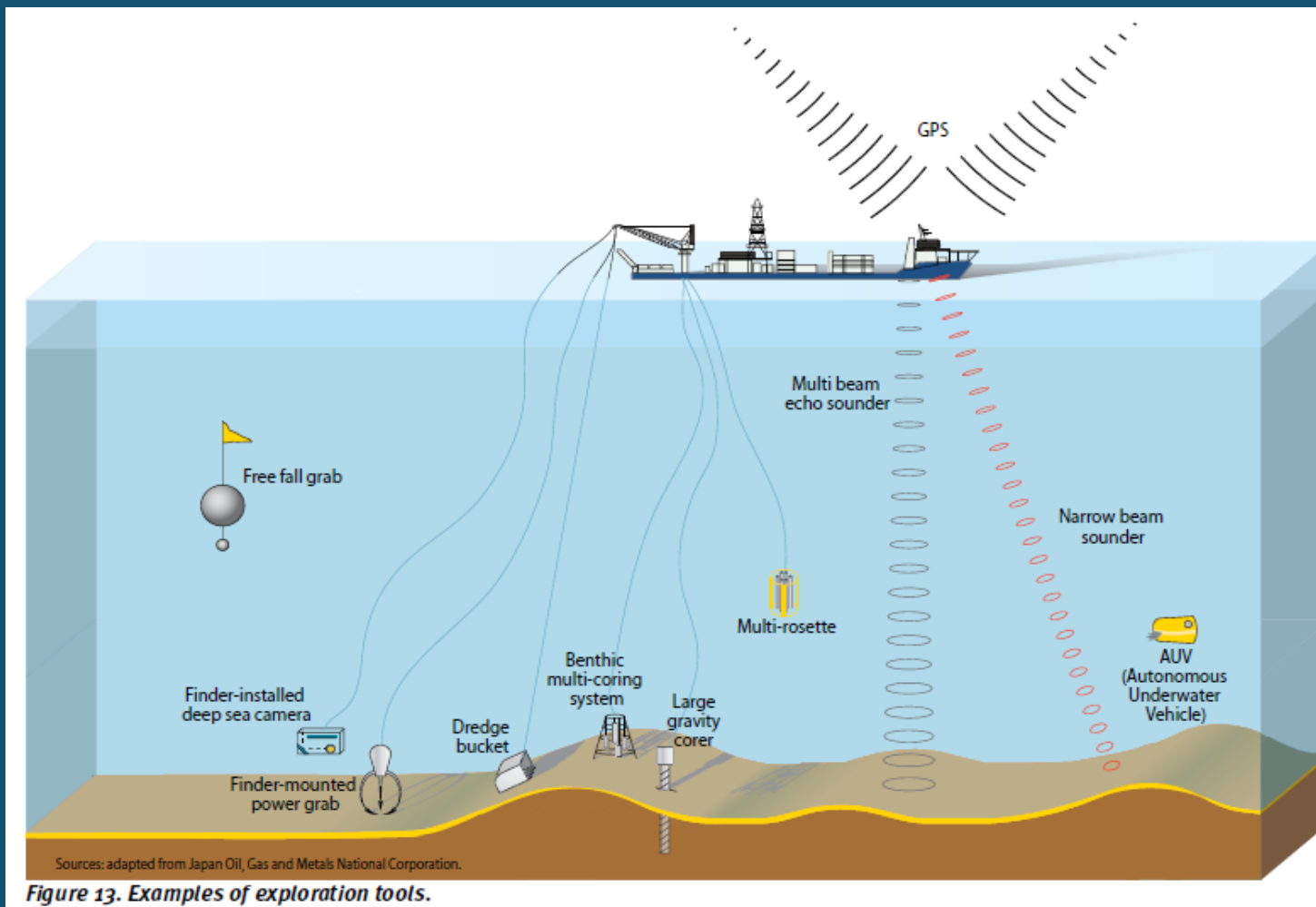
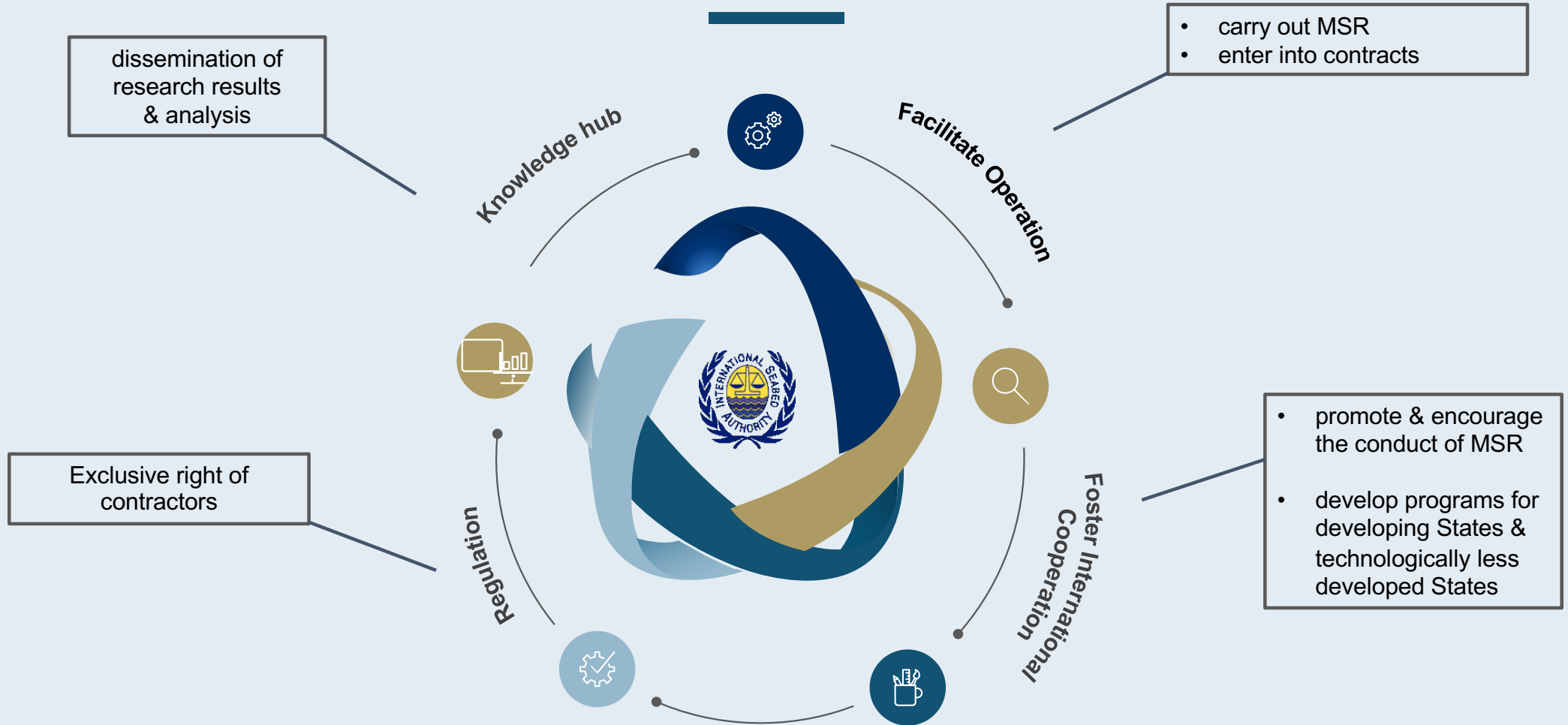


Figure 13. Examples of exploration tools.

Source: SPC
(2016)



ROLE OF ISA ?





TO CONCLUDE

MSR activities in the Area must **not unreasonably interfere** with a contractor's rights and duties under its contract with ISA

due regard



Je zu tin ba deh!

